

08-11-04

3731  
ifw**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Matthew Heidner

Confirmation No.: 8725

Serial No.: 10/032,962

Examiner: M. Thaler

Filing Date: October 24, 2001

Group Art Unit: 3731

Docket No.: 1001.1479101

Customer No.: 28075

For: DISTAL BALLOON WAIST MATERIAL RELIEF AND METHOD OF MANUFACTURE

**TRANSMITTAL SHEET**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**CERTIFICATE UNDER 37 C.F.R. 1.10:** The undersigned hereby certified that this paper or papers, as described herein are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 314495066 US, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 10th day of August 2004

By Kathleen L. Bookley  
Kathleen L. Bookley

We are transmitting herewith the attached:

[XX] Amendment  
[XX] No additional claim fee required  
[ ] The claim fee has been calculated as shown:

CLAIMS AS AMENDED							
	(3)	(4)	(5)	SMALL ENTITY		OTHER	
	REMAINING CLAIMS	HIGHEST PAID	EXTRA	RATE	ADD'L FEE	RATE	ADD'L FEE
TOTAL CLAIMS	-	=		X 9=	\$	X 18=	\$
INDEPENDENT CLAIMS	-	=		X 43=	\$	X 86 =	\$
( ) FIRST MULTIPLE DEPENDENT CLAIM				+ 145 =	\$	+ 290 =	\$
TOTAL				\$		\$	

[ ] A check in the amount of \$\_\_\_\_\_ is enclosed. Itemization:

Fee Code \_\_\_\_\_ \$  
Fee Code \_\_\_\_\_ \$  
Fee Code \_\_\_\_\_ \$

[ ] Small entity status of this application under 37 C.F.R. §§ 1.9 and 1.27 has been established.

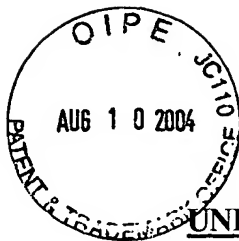
[ ] Other: \_\_\_\_\_.

[XX] Return Receipt Postcard (MPEP 503).

[XXXX] Please charge any deficiencies or credit any overpayment in the enclosed fees to Deposit Account No. 50-0413.

By:   
David M. Crompton, Reg. No. 36,772

David M. Crompton  
CROMPTON, SEAGER & TUFTE, LLC  
1221 Nicollet Avenue, Suite 800  
Minneapolis, MN 55403-2420  
Telephone: (612) 677-9050  
Facsimile: (612) 359-9349



P A T E N T

UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Matthew Heidner Confirmation No.: 8725  
Serial No.: 10/032,962 Examiner: M. Thaler  
Filing Date: October 24, 2001 Group Art Unit: 3731  
Docket No.: 1001.1479101 Customer No.: 28075  
For: DISTAL BALLOON WAIST MATERIAL RELIEF AND METHOD OF MANUFACTURE

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT

**CERTIFICATE UNDER 37 C.F.R. 1.10:** The undersigned hereby certified that this paper or papers, as described herein are being deposited in the United States Postal Service, "Express Mail Post Office to Addressee" having an Express Mail mailing label number of: EV 314495066 US, in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this 10th day of August 2004

By Kathleen L. Boekley  
Kathleen L. Boekley

Dear Sir:

This paper is in response to the Office Action mailed May 28, 2004, with a shortened statutory period set to expire on August 28, 2004. This paper is filed within the set period for response such that no extension of time is necessary.

Please consider the following amendments and/or remarks:

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

**Remarks/Arguments** begin on page 6 of this paper.